

Four P Equipment, Inc.
1822 S. Mead
Wichita, KS 67211
316-265-7779

February 11, 2010

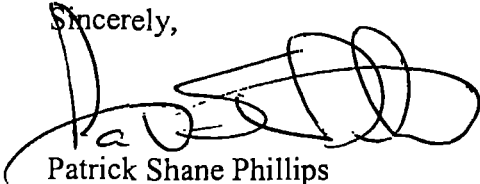
Denise Roberts
U.S. Environmental Protection Agency
901 N. 5th St.
Kansas City, KS 66101

RE: Information Regarding the Standard Products Site, Wichita, KS.

Denise,

We are supplying this information per your request. Please advise us if further information is required.

Sincerely,

A handwritten signature in black ink, appearing to read 'Patrick Shane Phillips', with a large, stylized flourish at the end.

Patrick Shane Phillips
President

cr

Enclosures



ENCLOSURE C

STATEMENT OF CERTIFICATION

(To be submitted with your response to the Information Request)

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all enclosures and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine or imprisonment.



Signature

2/11/10

Date

Patrick Shane Phillips

Printed Name

President

Official Title

Four P Equipment, Inc.
1822 S. Mead
Wichita, KS 67211
316-265-7779

February 11, 2010

1. Patrick Shane Phillips Troy A. Phillips
 President Secretary/Treasurer
 1822 S. Mead 1822 S. Mead
 Wichita, KS 67211 Wichita, KS 67211
 316-265-7779 316-265-7779
2. Patrick Shane Phillips, President and Troy Phillips, Secretary/Treasurer. Office at 1822 S. Mead, Wichita, KS., 67211, 316-265-7779. Prepared all answers for every question and sub-part contained within this information request.
3. Sheriff's deeds and warranty deed were examined in full to prepare this information request, copies are attached.
4. October 1, 2002 to present, deed enclosed.
5. A copy is enclosed.
- 6a. We did not have an environmental assessment done on the site prior to the purchase. We were unaware of any problems with the site. Property was purchased by Henry Phillips July 6, 1995 through a Sedgwick County Sheriff Judicial Tax Sale. Henry Phillips is one of the owners of Four P. The property ownership was transferred October 1, 2002 to Four P. No prior studies were conducted. Copy of Sheriff Deed attached. *See attachment 6a.*
- 6b. After purchasing we applied for and were awarded certification and release for environmental conditions from the City of Wichita. *See attachment 6b.*
7. We did not have any contact with the Kansas Department of Health and Environment or the U.S. Environmental Protection Agency prior to the purchase of the site.
8. We did not have any correspondence with the Kansas Department of Health and Environment or the U.S. Environmental Protection Agency prior to the purchase of the site.
9. We did not have any conversations with the Kansas Department of Health and Environment or the U.S. Environmental Protection Agency prior to the purchase of the site.
10. We do not know of any people who would be able to provide a more detailed or complete response to any of your questions.
11. We are unaware of anyone who would have information.

REC'D NOV - 1 2002



Michelle Gracen
Deputy

Pursuant to K.S.A. 79-1437e, a real estate
 validation questionnaire is not required
 due to Exception No. 4

STATE OF KANSAS) SS
SEDGWICK COUNTY

Oct 16 5 00 PM '02

BILL NEEK
REGISTER OF DEEDS

RECORDED
 OCT 16 2002

OCT 16 2002

For information
 To state record

MICROFILMED
OF RECORD

KANSAS BUSINESS ORGANIZATION LIMITED WARRANTY DEED
 (Corporation, General or Limited Partnership, or Limited Liability Company)

On this 1st day of October, 2002, Phillips, LP, a Kansas limited partnership, duly organized and existing under the laws of the State of Kansas and having its principal place of business at Wichita, County of Sedgwick, State of Kansas ("Grantor"), **CONVEYS AND GRANTS** to Four P Equip., Inc., a Kansas corporation ("Grantee"), the following-described real estate (the "Property") in Sedgwick County, Kansas:

Reserve C and Reserve D, in Elliott Addition, Wichita, Sedgwick County, Kansas.

Lots 2, 4, 6 and 8, Indianapolis Avenue, in Elliott Addition, Wichita, Sedgwick County, Kansas.

for the sum of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged.

SUBJECT TO: Nondelinquent ad valorem taxes and nondelinquent special assessment installments and to easements, rights of way, covenants, mineral reservations, zoning ordinance, and other governmental limitations of use and building (including, but not limited to, the plan and/or community unit plan, if any), licenses, and restrictions of record.

Grantor, for Grantor and Grantor's successors, covenants that Grantor is lawfully seized of Grantor's interest in the Property and has good right to convey Grantor's interest in the Property and guarantees the quiet possession of the Property against the claims of those claiming any right, interest or title through Grantor, except as may be described above, and further

Four P Equipment, Inc.
 Attachment 6a

Four P Equip. LLC
106 W. Douglas St. 700

covenants that the Property is free from all encumbrances created by Grantor, except as may be described above, and Grantor will warrant and defend the Property against all lawful claims of those claiming any right, interest or title through Grantor, except as may be described above; but Grantor does not warrant title against those claiming a right, interest or title that arose prior to, or separate from, Grantor's interest in the Property.

PHILLIPS, LP, a Kansas limited partnership

Phillips Oil Properties, Inc., a Kansas corporation,
General Partner

By:

Henry J. Phillips
Henry J. Phillips, President

ATTEST:

By:

Troy A. Phillips
Troy A. Phillips, Secretary

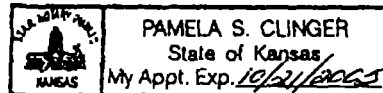
STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

This instrument was acknowledged before me on October 9, 2002, by Henry J. Phillips, as President of Phillips Oil Properties, Inc., a Kansas corporation, the General Partner of Phillips, LP, a Kansas limited partnership.

Pamela S. Clinger
Printed Name: PAMELA S. CLINGER
Notary Public

My Appointment Expires: 10/21/2005

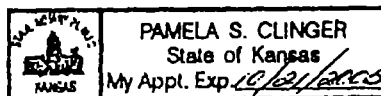
STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)



This instrument was acknowledged before me on October 9, 2002, by Troy A. Phillips, as Secretary of Phillips Oil Properties, Inc., a Kansas corporation, the General Partner of Phillips, LP, a Kansas limited partnership.

Pamela S. Clinger
Printed Name: PAMELA S. CLINGER
Notary Public

My Appointment Expires: 10/21/2005
Q:\PHILLIPS\LOI\DEED\WICK\TLB



1833497 8-1 85

Reserved for Register of Deeds

STATE OF KANSAS } ss
SEDGWICK COUNTY }

OCT 1 11 19 AM '99

HILL NEEN
REGISTER OF DEEDS

FILM 970 PAGE 1075

CORRECTION DEED
KANSAS WARRANTY DEED

This correction deed is being executed, delivered and recorded in order to correct the legal description in the deed dated July 6, 1999, between Henry J. Phillips, Jr. and Judy A. Phillips, husband and wife (Grantors) and Phillips, LP, a Kansas limited partnership (Grantee), as recorded on July 26, 1999, on Film No. 1945, Page Nos. 896, 897 and 898, which was intended to convey the same property described herein.

On this 24 day of September, 1999, Henry J. Phillips, Jr. and Judy A. Phillips, husband and wife, ("Grantors") **CONVEY AND WARRANT** to Phillips, LP, a Kansas limited partnership ("Grantee"), all of the following-described real estate in Sedgwick County, Kansas:

Lots 2, 4, 6 and 8, Indianapolis Avenue, in Elliott Addition, Wichita, Sedgwick County, Kansas.

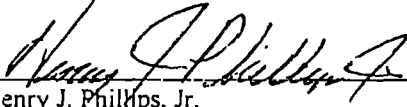
for the sum of Ten and No/100 Dollars (\$10.00).


SUBJECT TO: Easements and restrictions of record, if any.

Sent to
County Clerk

OCT. 01 1999

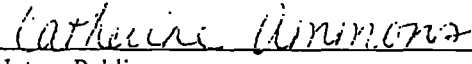
For Entry on
Transfer Record


Henry J. Phillips, Jr.


Judy A. Phillips

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

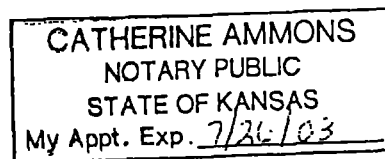
This instrument was acknowledged before me on September 24, 1999, by Henry J. Phillips, Jr. and Judy A. Phillips, husband and wife.

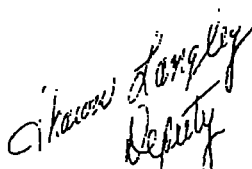

Notary Public

My Appointment Expires:

RETURN DEED TO:
Traci L. Bell, PLS, CLAS
Bever, Dye, Mustard & Belin, L.C.
106 West Douglas, Suite 700
Wichita, KS 67202-3390

Q:\PHILLIP3.DED\WMC\TLB





Four P Equipment, Inc.
Attachment 6a

SHERIFF'S DEED - JUDICIAL TAX SALE

MICROFILMED
OF RECORD

KNOW ALL MEN BY THESE PRESENTS, That whereas on the **6th day of July, 1995**, in the District Court of Sedgwick County, Kansas, in a certain action then pending, number **94C3201**, wherein the Board of County commissioners of Sedgwick County, Kansas was plaintiff, and **THOMAS N. POTTER, et al**, defendants, including their unknown heirs, executors, administrators, devisees, trustees, assigns, guardians, and conservators, as well as the unknown officers, successors, trustees, and assigns of any corporation.

AND WHEREAS, judgment was rendered in said cause foreclosing the lien of the plaintiff for delinquent taxes in and upon the property hereinafter described, it being further ordered that said property be sold by the Sheriff of Sedgwick County, Kansas, for the payment of said judgment and costs, and forever barring defendants from any right, title, claim, interest, estate or equity of redemption in the described property.

AND WHEREAS, the Clerk of said Court issued an Order of Sale in pursuance of said judgment.

AND WHEREAS, the undersigned, as Sheriff, duly advertised the sale thereof as provided by law, the date thereof being the **7th day of July, 1995**.

AND WHEREAS, the sale was duly confirmed by the District Court of Sedgwick County, Kansas, on the **6th day of October, 1995**.


NOW, THEREFORE I, **MICHAEL D. HILL**, Sheriff of Sedgwick County, Kansas, in consideration of the premises, and by virtue of the powers in me vested by law, do hereby grant, sell and convey unto the said:

HENRY J PHILLIPS JR
8291 S WOODLAWN
DERBY KS 67037

the following described property to wit:

PARCEL NUMBER: 50
KEY NUMBER: B-04577
LEGAL DESCRIPTION: LOTS 2, 4, 6 & 8, ON INDIANAPOLIS AVENUE, IN ELLIOTT ADDITION, WICHITA,
SEDGWICK COUNTY, KS \$3,000.00

IN TESTIMONY WHEREOF, I, **MICHAEL D. HILL**, Sheriff of Sedgwick County, have hereunto set my hand this **19th day of October, 1995**.


MICHAEL D. HILL
Sheriff of Sedgwick County, Kansas

ENTERED ON
TRANSFER RECORD

OCT 26 1995

ACKNOWLEDGEMENT

SUSAN E. CROCKETT-SPOON
COUNTY CLERK

STATE OF KANSAS, SEDGWICK COUNTY, ss

BE IT REMEMBERED, that on this **19th day of October, 1995** before me, the undersigned, Clerk of the District Court, in and for the County and State aforesaid, came **MICHAEL D. HILL**, Sheriff of Sedgwick County, Kansas, who is personally known to me to be the same person who executed the within instrument of writing, as such Sheriff, and such person duly acknowledged the execution of the same as Sheriff of the County of Sedgwick, State of Kansas.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, the day and year last

above written.



Clerk of District Court

BY 
Deputy Karen Reynard

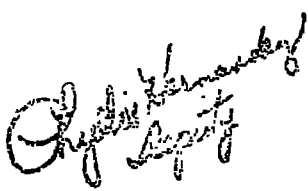


STATE OF KANSAS)
SEDGWICK COUNTY) SS
FILED FOR RECORD AT
8:00 a.m.

PURSUANT TO K.S.A. 79-1437, EXCEPTION NO. 10
SHERIFF'S DEPARTMENT

1486251 825

PAT RETTLER
REGISTER OF DEEDS


Four P Equipment, Inc.
Attachment 6a

6.00/k

SHERIFF'S DEED - JUDICIAL TAX SALE

MICROFILMED
OF RECORD

KNOW ALL MEN BY THESE PRESENTS, That whereas on the **6th day of July, 1995**, in the District Court of Sedgwick County, Kansas, in a certain action then pending, number **94C3201**, wherein the Board of County commissioners of Sedgwick County, Kansas was plaintiff, and **THOMAS N. POTTER, et al**, defendants, including their unknown heirs, executors, administrators, devisees, trustees, assigns, guardians, and conservators, as well as the unknown officers, successors, trustees, and assigns of any corporation.

AND WHEREAS, judgment was rendered in said cause foreclosing the lien of the plaintiff for delinquent taxes in and upon the property hereinafter described, it being further ordered that said property be sold by the Sheriff of Sedgwick County, Kansas, for the payment of said judgment and costs, and forever barring defendants from any right, title, claim, interest, estate or equity of redemption in the described property.

AND WHEREAS, the Clerk of said Court issued an Order of Sale in pursuance of said judgment.

AND WHEREAS, the undersigned, as Sheriff, duly advertised the sale thereof as provided by law, the date thereof being the **7th day of July, 1995**.

AND WHEREAS, the sale was duly confirmed by the District Court of Sedgwick County, Kansas, on the **6th day of October, 1995**.

NOW, THEREFORE I, **MICHAEL D. HILL**, Sheriff of Sedgwick County, Kansas, in consideration of the premises, and by virtue of the powers in me vested by law, do hereby grant, sell and convey unto the said:


HENRY J PHILLIPS JR
8291 S WOODLAWN
DERBY KS 67037

the following described property to wit:

PARCEL NUMBER: **51**
KEY NUMBER: **B-04579**
LEGAL DESCRIPTION: **RESERVES C & D, ON INDIANAPOLIS, IN ELLIOTT**
SEDGWICK COUNTY, KS

ADDITION, WICHITA,
\$7,500.00

IN TESTIMONY WHEREOF, I, **MICHAEL D. HILL**, Sheriff of Sedgwick County, have hereunto set my hand this **19th day of October, 1995**.


MICHAEL D. HILL
Sheriff of Sedgwick County, Kansas

ENTERED ON
TRANSFER RECORD
OCT 26 1995

ACKNOWLEDGEMENT

SUSAN E. CROCKETT-SPOON
COUNTY CLERK

STATE OF KANSAS, SEDGWICK COUNTY, ss

BE IT REMEMBERED, that on this **19th day of October, 1995** before me, the undersigned, Clerk of the District Court, in and for the County and State aforesaid, came **MICHAEL D. HILL**, Sheriff of Sedgwick County, Kansas, who is personally known to me to be the same person who executed the within instrument of writing, as such Sheriff, and such person duly acknowledged the execution of the same as Sheriff of the County of Sedgwick, State of Kansas.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, the day and year last above written.



Clerk of District Court

BY 
Deputy Karen Reynard



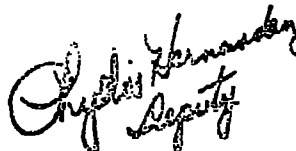
PURSUANT TO K.S.A. 79-1437, EXCEPTION NO. 10
SHERIFF'S DEPARTMENT

STATE OF KANSAS
SEDGWICK COUNTY, ss
FILED FOR RECORD AT
8:00 AM

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PAT RETTLER
REGISTER OF DEEDS

Four P Equipment, Inc.
Attachment 6a

6.00ck



STATE OF KANSAS } ss
SEDGWICK COUNTY }
FILED FOR RECORD AT

8:00 a.m.

CITY OF WICHITA

CERTIFICATE AND RELEASE

FOR ENVIRONMENTAL CONDITIONS

MICROFILMED
OF RECORD

1490523 2172

PAT BURNETT
REGISTER OF DEEDS

Release No. C95-1691

Based upon the representations and information provided in the Application for Certificate and Release for Environmental Conditions, the City of Wichita (City) for itself and on behalf of the Kansas Department of Health and Environment under the authority of the Settlement Agreement between the City and the Kansas Department of Health and Environment of March 26, 1991 (on file with the City Clerk of the City of Wichita) ("City/KDHE Agreement"), hereby release the following person(s) from any liability of such person(s) for liability by way of contribution, subrogation, or otherwise for any costs incurred for environmental response, investigation, or remediation under the City/KDHE Agreement:

Released Persons:

Henry J. Phillips Jr.

1822 S. Mead

Wichita, Kansas 67241

Such Certificate and Release is granted only in connection with the Released Persons' interest in the following legally described property and the property shall hereby become "Certified Property" as defined in the City/KDHE Agreement and this document may be filed with the Register of Deeds to reflect the certificate and release being granted hereby for the environmental condition of the property:

Certified Property:

Lots 2, 4, 6, 8, Indianapolis Avenue, Elliott Addition,
Wichita Sedgewick County, Kansas, (Key #B-04577).

601 E. Indianapolis, Wichita, Kansas

In witness whereof I have hereunto affixed my hand this

OCT 18 1995

day of _____, 199 5

By:

City of Wichita

Bob Knight

State of Kansas, County of Sedgewick, ss.

This instrument was acknowledged before me this

OCT 18 1995

day of _____, 199 5, by

Bob Knight

Mayor

of the City of Wichita, Kansas

Four P Equipment, Inc.
Attachment 6b

Pat Burnett

City Clerk

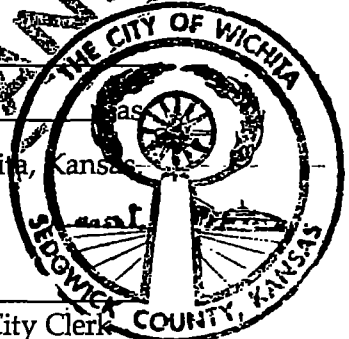
Henry J. Phillips Jr.

1822 S. Mead

6.00k



English Secretary



MICROFILMED
OF RECORD

CITY OF WICHITA

CERTIFICATE AND RELEASE FOR ENVIRONMENTAL CONDITIONS

STATE OF KANSAS } ss
SEDGWICK COUNTY }
FILED FOR RECORD AT
3:00 a.m.

1490524 217th

Release No. C95-1690

FAT KETTLER
REGISTER OF DEEDS

Deputy

Based upon the representations and information provided in the Application for Certificate and Release for Environmental Conditions, the City of Wichita (City) for itself and on behalf of the Kansas Department of Health and Environment under the authority of the Settlement Agreement between the City and the Kansas Department of Health and Environment of March 26, 1991 (on file with the City Clerk of the City of Wichita) ("City/KDHE Agreement"), hereby release the following person(s) from any liability of such person(s) for liability by way of contribution, subrogation, or otherwise for any costs incurred for environmental response, investigation, or remediation under the City/KDHE Agreement:

Released Persons:

Henry J. Phillips Jr.

1822 S. Mead

Wichita, Kansas 67211



Such Certificate and Release is granted only in connection with the Released Persons' interest in the following legally described property and the property shall hereby become "Certified Property" as defined in the City/KDHE Agreement and this document may be filed with the Register of Deeds to reflect the certificate and release being granted hereby for the environmental condition of the property:

Certified Property:

Reserve C & Reserve D, Elliott Addition, Wichita

Sedgwick County Kansas (Key #B-04579)

650 E. Gilbert, Wichita, Kansas.

In witness whereof I have hereunto affixed my hand this

day of **OCT 18 1995**

By

City of Wichita

Bob Knight

State of Kansas, County of Sedgwick, ss.

This instrument was acknowledged before me this

day of **OCT 18 1995**

199

5

by

Bob Knight

as

Mayor

of the City of Wichita, Kansas

Four P Equipment, Inc.

Attachment 6b

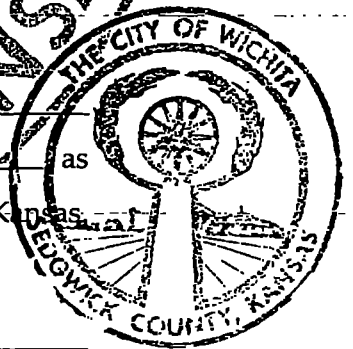
Pat Burnett
Pat Burnett

Rep City Clerk

6.00k
Henry J. Phillips Jr.

1822 S Mead

17111



REC'D JAN 29 2010



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

JAN 27 2010

INFORMATION REQUEST
PROMPT REPLY NECESSARY
CERTIFIED MAIL:
RETURN RECEIPT REQUESTED

Mr. Patrick S. Phillips
Registered Agent
Four P Equipment, Inc.
1822 South Mead Street
Wichita, Kansas 67211

RE: Request for Information Regarding the Standard Products Site,
Wichita, Kansas

Dear Mr. Phillips:

This letter seeks your cooperation in providing information and documents relating to the contamination at the Standard Products Site, formerly located at 650 East Gilberts in Wichita, Kansas (the "Site"). We are sending this Information Request because you are the current owner of the Site. We encourage you to give this matter your immediate attention and that you provide a complete and truthful response to this Information Request and attached questions (Enclosure B) within thirty (30) days of your receipt of this letter.

The United States Environmental Protection Agency ("EPA") is investigating the release or threat of release of hazardous substances, pollutants, or contaminants at the Site. EPA is seeking to obtain information concerning the generation, storage, treatment, transportation, and disposal methods of such substances that have been or threaten to be released from the Site. EPA is attempting to determine what types of activities may have lead to contamination at the Site. EPA believes that Four P Equipment, Inc. (Four P), might have information which may assist EPA in its investigation of the Site because EPA has identified Four P as a current owner of the Site.

The Site is located at 650 East Gilbert Street, Wichita, Kansas. Standard Products operated a radium dial ship at the Site in the 1950's until approximately 1963 conducting aircraft dial stripping operations. During this process, paint containing radium was stripped from the dials with solvent prior to the dials being repaired. In August, September, and December 2007, the Kansas Department of Health and Environment (KDHE) conducted sampling at the Site. Samples were analyzed for Radium-226.

Elevated Radium-226 concentrations exceeding the standard established at 40 C.F.R. § 192.12 of a cleanup level not to exceed background plus 5 pCi/g. Levels of Radium-226 as high as 81,800 pCi/g of radium-226 were found at the Site.

Description of Legal Authority

The federal "Superfund" law (the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. Section 9601, et seq. commonly referred to as "CERCLA" and "Superfund") grants EPA the authority to, among other things: (1) assess contaminated sites, (2) determine the threats to human health and the environment posed by each Site, and (3) clean up those Sites in the order of the relative threats posed by each.

Information Request

Under Section 104(e)(2) of CERCLA, 42 U.S.C. § 9604(e)(2), EPA has broad information gathering authority which allows EPA to require persons to furnish information or documents relating to:

- (A) The identification, nature, and quantity of materials which have been or are generated, treated, stored, or disposed of at a vessel or facility or transported to a vessel or facility; and
- (B) The nature or extent of a release or threatened release of hazardous substance or pollutant or contaminant at or from a vessel or facility.

While EPA seeks your cooperation in this investigation, compliance with the Information Request is required by law. Pursuant to Section 104 of CERCLA, 42 U.S.C. § 9604, EPA is authorized to seek penalties if you fail to respond in a timely manner or if you fail to respond adequately to the Information Request. In addition, false, fictitious, or fraudulent statements or representations may subject you to civil or criminal penalties under 18 U.S.C. § 1001.

Some of the information EPA is requesting may be considered by you to be confidential. Please be aware that you may not withhold the information upon that basis. If you would like EPA to treat the information in a confidential manner, you must advise EPA of that fact by following the procedures outlined in Enclosure A, including the requirement for supporting your claim for confidentiality.

If you have information about other person(s) who may assist EPA in its investigation of the Site or may be responsible for the contamination at the Site, that information should be submitted within the timeframe noted above.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

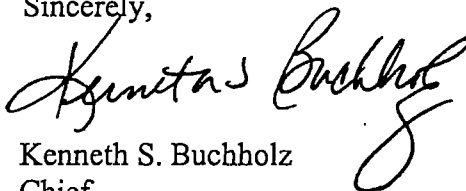
Instructions on how to respond to the questions, stated in Enclosure B, are described in Enclosure A. Enclosure C is a certification that an authorized representative for Four P Equipment Company must sign and return with your response. You should mail your response to:

Denise Roberts
Senior Assistant Regional Counsel
U.S. Environmental Protection Agency
Office of Regional Counsel
901 North 5th Street
Kansas City, Kansas 66101.

If you have additional questions about the nature of the environmental conditions at the Site, or the status of cleanup activities, please contact the On-Scene Coordinator, Randy Schademann, at 913-551-7331. If you have questions about the Information Request or legal matters relating to the Site, contact the staff attorney for the Site, Denise Roberts at 913-551-7559.

We appreciate your prompt response to this Information Request.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenneth S. Buchholz", written in a cursive style.

Kenneth S. Buchholz
Chief
Emergency Response and Removal North Branch
Superfund Division

Enclosures

ENCLOSURE A

INFORMATION REQUEST INSTRUCTIONS AND DEFINITIONS

Instructions

1. Answer Every Question Completely. A separate response must be made to each of the questions set forth in this Information Request. For each question contained in this letter, if information responsive to this information request is not in your possession, custody, or control, please identify the person(s) from whom such information may be obtained.
2. Number Each Answer. Precede each answer with the corresponding number of the question and the subpart to which it responds.
3. Provide the Best Information Available. Provide responses to the best of your ability, even if the information sought was never put down in writing or if the written documents are no longer available. You should seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available to you will be considered non-compliance with this Information Request.
4. Identify Sources of Answer. For each question, identify (see Definitions) all the persons and documents that you relied on in producing your answer.
5. Continuing Obligation to Provide Correct Information. If additional information or documents responsive to this Request become known or available to you after you respond to this Information Request, EPA hereby requests pursuant to CERCLA Section 104(e) that you supplement your response to EPA. Should you find, at any time after submission of your response, that any portion of the submitted information is false or misrepresents the truth, you must notify EPA of this fact as soon as possible and provide EPA with a corrected response.
6. Confidential Information. The information requested herein must be provided even though you may contend that it includes confidential information or trade secrets. You may assert a confidentiality claim covering part or all of the information requested, pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. §§ 9604(e)(7)(E) and (F), and Section 3007(b) of RCRA, 42 U.S.C. § 6927(b), and 40 C.F.R. § 2.203(b).

If you make a claim of confidentiality for any of the information you submit to EPA, you must prove that claim. For each document or response you claim confidential, you must separately address the following points:

- a. the portions of the information alleged to be entitled to confidential treatment;
- b. the period of time for which confidential treatment is desired (e.g., until a certain date, until the occurrence of a specific event, or permanently);

ENCLOSURE A

- c. measures taken by you to guard against the undesired disclosure of the information to others;
- d. the extent to which the information has been disclosed to others, and the precautions taken in connection therewith;
- e. pertinent confidentiality determinations, if any, by EPA or other federal agencies, and a copy of any such determinations or reference to them, if available; and
- f. whether you assert that disclosure of the information would likely result in substantial harmful effects on your business' competitive position, and if so, what those harmful effects would be, why they should be viewed as substantial, and an explanation of the causal relationship between disclosure and such harmful effects.

To make a confidentiality claim, please stamp, or type, "confidential" on all confidential responses and any related confidential documents. Confidential portions of otherwise nonconfidential documents should be clearly identified. You should indicate a date, if any, after which the information need no longer be treated as confidential. Please submit your response so that all non-confidential information, including any redacted versions of documents are in one envelope and all materials for which you desire confidential treatment are in another envelope.

All confidentiality claims are subject to EPA verification. It is important that you satisfactorily show that you have taken reasonable measures to protect the confidentiality of the information and that you intend to continue to do so, and that it is not and has not been obtainable by legitimate means without your consent. Information covered by such claim will be disclosed by EPA only to the extent permitted by CERCLA Section 104(e). If no such claim accompanies the information when it is received by EPA, then it may be made available to the public by EPA without further notice to you.

7. Disclosure to EPA Contractor. Information which you submit in response to this Information Request may be disclosed by EPA to authorized representatives of the United States, pursuant to 40 C.F.R. § 2.310(h), even if you assert that all or part of it is confidential business information. Please be advised that EPA intends to disclose all responses to this Information Request to one or more of its private contractors for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request. If you are submitting information which you assert is entitled to treatment as confidential business information, you may comment on this intended disclosure within thirty (30) days of receiving this Information Request.

8. Personal Privacy Information. Personnel and medical files, and similar files the disclosure of which to the general public may constitute an invasion of privacy should be segregated from your responses, included on separate sheet(s), and marked as "Personal Privacy Information."

ENCLOSURE A

9. Objections to Questions. If you have objections to some or all the questions within the Information Request letter, you are still required to respond to each of the questions.

Definitions

The following definitions shall apply to the following words as they appear in this Information Request.

1. The term "you" or "your" or "Respondent" shall mean Four P Equipment, Inc. The term "you" also includes any officers, managers, employees, contractors, trustees, successors, assigns, and agents of Four P Equipment, Inc.
2. The term "person" shall include any individual, firm, unincorporated association, partnership, corporation, trust, or other entity.
3. The term "Site" shall mean the Standard Products Site at 650 East Gilbert Street, Wichita, Kansas.
4. The term "identify" means, with respect to a natural person, to set forth: (a) the person's full name; (b) present or last known business and home addresses and telephone numbers; (c) present or last known employer (include full name and address) with title, position, or business.
5. With respect to a corporation, partnership, or other business entity (including a sole proprietorship), the term "identify" means to provide its full name, address, and affiliation with the individual and/or company to whom/which this request is addressed.
6. The term "documents" includes any written, recorded, computer generated, or visually or aurally reproduced material of any kind in any medium in your possession, custody, or control or known by you to exist, including originals, all prior drafts, and all non-identical copies.
7. The term "arrangement" means every separate contract or other agreement between two or more persons, whether written or oral.
8. The term "hazardous substance" shall have the same definition as that contained in Section 101(14) of CERCLA, and includes any mixtures of such hazardous substances with any other substances, including mixtures of hazardous substances with petroleum products or other nonhazardous substances.
9. The term "pollutant or contaminant" shall include, but not be limited to, any element, substance, compound, or mixture, including disease-causing agents, which after release into the environment will or may reasonably be anticipated to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions

ENCLOSURE A

(including malfunctions in reproduction) or physical deformations; and includes any mixtures of such pollutants and contaminants with any other substances, including petroleum products; and is that same definition as that contained in Section 101(33) of CERCLA.

10. The term "release" shall mean any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping or disposing into the environment, including the abandonment or discharging of barrels, containers and other closed receptacles containing any hazardous substance or pollutant or contaminant.

ENCLOSURE B

INFORMATION REQUEST QUESTIONS

FOR INSTRUCTIONS SEE ENCLOSURE A ABOVE

1. Identify the person(s) answering these questions on your behalf including such person's name, title, affiliation, business address and telephone number.
2. For each and every question and subpart, identify all persons consulted or persons who aided in the preparation of the answer.
3. For each and every question and subpart, identify all documents consulted, examined, or referred to in the preparation of the answer or that contain information responsive to that question or subpart. In addition, provide clear and readable copies of the above described documents.
4. Provide the inclusive dates that Four P Equipment, Inc. has owned the Site at 650 East Gilbert Street, Wichita, Kansas.
5. Provide a copy of the deed for 650 East Gilbert Street, Wichita, Kansas.
6. Provide a copy of any environmental assessment including the document known as Standard E1527-97, entitled "Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process." commonly referred to as a "Phase I" conducted prior to the purchase of 650 East Gilbert Street, Wichita, Kansas.
7. Provide copies of any communication you had with staff members of Kansas Department of Health and Environment or the U.S. Environmental Protection Agency regarding the release of hazardous substances or pollutants or contaminants (defined in Enclosure A, Definitions) prior to your purchase of 650 East Gilbert Street, Wichita, Kansas.
8. Provide copies of any correspondence between you and any staff members of Kansas Department of Health and Environment or the U.S. Environmental Protection Agency prior to your purchase of 650 East Gilbert Street, Wichita, Kansas.
9. Provide details of any conversations you had with staff of Kansas Department of Health and Environment or the U.S. Environmental Protection Agency prior to your purchase of 650 East Gilbert Street, Wichita, Kansas, including names, dates and details of conversations.
9. Identify any persons whom you believe will be able to provide a more detailed or complete response to any Question contained herein or who may be able to provide additional responsive documents and identify the additional information or documents they may have.

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10. For each and every Question contained herein, if information or documents responsive to the information request are not in your possession, custody, or control, identify the persons from whom such information or documents may be obtained.